



Spring – Summer 2007

Citizen Briefing Vol. 1 No. 2



*Welcome to the  
San Diego City Attorney's  
Newsletter, Citizen Briefing*

*On behalf of our deputy city attorneys  
and support staff, we are working hard to  
create a City government that is honest  
and transparent.*

*The City of San Diego established an  
independent, citywide-elected City Attor-  
ney through a City Charter revision in  
1931. That means I work for you.*

*Sincerely,*

*Michael J. Aguirre  
San Diego City Attorney*

## Citizen Briefing

[www.sandiegocityattorney.org](http://www.sandiegocityattorney.org)

### CITY ATTORNEY'S DILIGENCE CONVINCES SUNROAD TO COMPLY WITH FAA ORDER ON BUILDING HEIGHT; CITY OFFICIAL DEPARTS

After months of prodding by the City Attorney that Sunroad Enterprises, Inc. comply with a Federal Aviation Administration (FAA) order regarding the height of its Centrum I building, company officials announced on June 26 that they would obey with the City's June 21 order to halt construction and reduce the height of the high-rise. Located near Montgomery Field Airport in Kearny Mesa, the 12-story building was constructed in defiance of the FAA directive that it not exceed 160 feet.



In another twist to the Sunroad saga, Jim Waring, the Deputy Chief Operating Officer for Land Use and Economic Development for the City of San Diego, announced his departure from the city. The move came after it was revealed that Waring had been actively lobbying City Council members to procure support for a proposal to the FAA that would permit Sunroad's building to remain at 166 feet and be declared not a hazard to air navigation at Montgomery Field.

*(Continued on page 5)*

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### VALET PARKING SIGNS THAT VIOLATED CITY CHARTER REMOVED FROM BALBOA PARK



Illegal signs that reserved 80 parking spaces for valet service in the Alcazar parking lot in Balboa Park were taken down on August 10, 2007. Three weeks earlier, the City Attorney had issued a legal memorandum on July 27, 2007, advising the director of the Parks and Recreation Department that "the use of dedicated public parkland for the reserved storage of valet-parked cars removes a portion of the public parking lot from use by the general public." The memorandum further stated, "It is not proper park and recreational use, violates City Charter section 55, and must not be allowed to continue."

Satisfied with the outcome, the City Attorney Michael Aguirre said, "The park has now been returned to the people."

## CITY ATTORNEY'S PROPOSED CHARTER CHANGES HEADED TO THE CITY COUNCIL'S RULES COMMITTEE



San Diego City Attorney Michael Aguirre announced a proposal for three amendments to the San Diego City Charter for placement on the June 2008 election ballot.

The proposed measures seek voter approval for a Neighborhood Bill of Rights; an elected City Auditor; and subpoena power for the City Attorney.

The City Attorney took the first step in the process by submitting the ballot proposals to the Office of the City Clerk.

### 1. NEIGHBORHOOD EMPOWERMENT

It is the right of the people to participate in local government. The people have a right to participate in all government decisions including, without limitation, budget priorities, the monitoring of City services, and land use planning.

### 2. ELECTED AUDITOR AND CONTROLLER

The Auditor and Controller shall be the auditor and general accountant of the City and shall exercise a general supervision over the accounts of all offices, departments, boards and employees of the City charged in any manner with the receipt, collection or disbursement of the money of the City. The Auditor and Controller shall be elected by the people for a term of four (4) years.

### 3. SUBPOENA POWERS FOR THE CITY ATTORNEY'S OFFICE

The City Attorney may subpoena witnesses, compel their attendance and testimony, administer oaths and affirmations, take evidence and require by subpoena the production of any books, papers, records, or other items necessary to be used in any suit, or required for the purpose of the office.

Note: For more information on the Elected Auditor and Controller, please visit [www.sandiegocityattorney.org](http://www.sandiegocityattorney.org), click City Attorney weblog, July 27, 2007, "The Case for an Elected City Auditor/Controller."

## MAYOR JOINS CITY ATTORNEY TO SUPPORT CITY-WIDE RECYCLING

A City-wide recycling ordinance supported by both Mayor Jerry Sanders and City Attorney Michael Aguirre will soon be before the San Diego City Council Natural Resources and Culture Committee for consideration.

The proposed ordinance would require single family residential facilities, multi-family residences, such as apartments and condos, and commercial facilities over 500 square feet to recycle. City buildings over 500 square feet also would be included in the commercial facilities requirements. Currently, recycling is voluntary throughout the City of San Diego.

The City Council's Natural Resources Committee will be reviewing the proposed ordinance on September 26, 2007, and it will be forwarded to the City Council.

"The City of San Diego is one of the few cities in the County that lacks a recycling ordinance," said City Attorney Aguirre. "The City's proposed Recycling Ordinance will help extend the useful life of the City's Miramar landfill beyond 2012."

According to the City Attorney, the ordinance will also assist the City in its efforts to reduce waste and comply with California's Integrated Waste Management Act of 1989, which requires that each local jurisdiction in the State divert 50% of waste from landfill disposal.

Multi-family residential and commercial customers served by the Franchised Waste Haulers recycle only on a voluntary basis.

To view the City's Recycling Proposal, visit [www.sandiegocityattorney.org](http://www.sandiegocityattorney.org) and click Significant Reports and Legal Documents.

August 28, 2007



The City Attorney met with reporters at the Miramar Landfill on April 5, 2007 to promote a proposed city-wide recycling ordinance.

## CITY NOT LIABLE FOR \$150 MILLION PAYOUT

### UNITED STATES SUPREME COURT DENIES DE LA FUENTE PETITION

In another major victory for San Diego taxpayers, the U.S. Supreme Court declined developer Roque de la Fuente's petition for certiorari in which he sought to have his \$94.5 million verdict reinstated against the City of San Diego. With the inclusion of court costs, interest, and fees, the original judgment had grown to \$150 million.

On January 3, 2007, the California Supreme Court declined to review a lower court's ruling which had overturned de la Fuente's \$94.5 million verdict against the City.

The majority of the multi-million dollar jury verdict of 2001 against the City has now been permanently eliminated. De la Fuente had sued the City for allegedly breaching a development agreement with his Otay Mesa Border Business Park and for taking property without compensation, seeking the following damages:

Airport Planning Claim - \$25.5 million

Truck Traffic Claim - \$39.8 million

Developer Agreement Claim - \$29.2 million

"We have now put to rest the bulk of de la Fuente's claims against the City and taxpayers of San Diego," said City Attorney Michael Aguirre.

The case was appealed by the City utilizing outside counsel Horvitz & Levy and Latham & Watkins.

"The City Attorney provided critical strategic advice on the presentation and oral argument of the appeal," said Kristine Wilkes, outside counsel with Latham Watkins.

A new trial will be held on the alleged breach of developer agreement claim (\$29.2 million) against the City, which the City Attorney's Office will also vigorously defend.

*May 15, 2007*

## VICTORY FOR CITY AND TAXPAYERS, COURT ORDERS POLICE OFFICER'S ASSOCIATION TO PAY LAWSUIT DEFENSE COSTS INCURRED BY CITY

A federal court ordered the Police Officer's Association (POA) to reimburse the City of San Diego for defense costs such as expert testimony and depositions that were incurred as a result of an unsuccessful pension lawsuit filed by the POA on August 9, 2005.

"It was a meritless lawsuit and the City of San Diego stands to recoup hundreds of thousands of dollars in defending itself," said City Attorney Michael Aguirre.

Last June, Federal Court Judge Marilyn Huff rejected all remaining claims brought in the lawsuit when it granted the City's motion for summary judgment, a legal procedure in

which a court determines before trial whether or not there is any triable issue of fact or law. In this case, Judge Huff determined that the POA failed to establish that a triable issue of fact or law existed, making a trial unnecessary.

The decision followed Judge Huff's 71-page ruling, dated May 18, 2007, in which Huff dismissed numerous claims contained in the POA lawsuit alleging the City and certain officials, including City Attorney Michael Aguirre, violated the POA's federal constitutional rights by eliminating or reducing vested retirement benefits.

*August 28, 2007*

## TIGHTER REGULATIONS FOR MINI-DORMS

The City Attorney's office announced a proposed Rooming House Ordinance to address the issue of single family homes being converted into mini-dorms. The ordinance was presented at a hearing before the San Diego City Council and defines a rooming house as a home where three or more bedrooms are rented out separately. This type of rental would no longer be allowed in single residential zones but instead would be restricted to multiple residential zones, and some commercial areas.

The City Attorney is currently re-drafting the ordinance to include a phase out provision for existing mini-dorms. The Planning Commission is expected to review the ordinance on September 6. It should go to the City Council in early October.

On April 11, 2007, the City Attorney reached an agreement with representatives of W. T. Haaland Realty and Millenium

Construction who agreed to halt current mini-dorm conversions in Pacific Beach.

In addition, the City Attorney prepared a questionnaire for the City's Development Services Department to help staff determine whether a conversion from a single to a multi-family dwelling unit is about to occur. The questionnaire would be completed by project applicants for permits for development in the single residential zones.

On May 10, 2007, the City Attorney also held a public forum on the issue of mini-dorms with Council members Kevin Faulconer and Jim Madaffer at City Hall to discuss the City Attorney's proposed Rooming Housing Ordinance, proposed updates to the Land Development Code and enforcement of nuisance crimes in community neighborhoods.

*July 9, 2007*



## SAN DIEGO COMMUNITY COLLEGE DISTRICT URGED TO RETAIN A FORENSIC AUDITOR TO REVIEW ALL DOWNTOWN LAND PURCHASES

The Board of Trustees of the San Diego Community College District (SDCCD) has been urged by the San Diego City Attorney to immediately convene a special public meeting to retain an independent forensic audit firm that would review all land purchases the District has made near its downtown San Diego City College campus.

"I am asking that the Board of Trustees act to protect taxpayer and public bond funds entrusted to the District by the People of the City of San Diego," said City Attorney Michael Aguirre. "In light of recent news accounts of alleged waste and misuse of \$500,000 in bond monies to purchase a duplex located on 15<sup>th</sup> Street adjacent to City College, it is imperative that the Board of Trustees act swiftly."

The request was made in a July 17, 2007 letter to District Chancellor Constance Carroll after it was reported by the San Diego Union-Tribune newspaper that in January 2006 the District paid \$1,284,375 to purchase the property shortly after it was acquired by two San Diego businessmen for \$750,000. According to the news article, in their dealing with the property

owners, the businessmen misrepresented themselves as agents for the Community College District and promised the sellers certain tax benefits by selling the land for public use.

In November 2002, San Diego City voters approved \$685 million in bonds (Proposition S) for the acquisition, construction, renovation, repair and modernization of SDCCD properties. A second bond sale was passed by voters in July 2006 (Proposition N) for the purpose of replacing and repairing old facilities. In his letter, the City Attorney reminded the Chancellor that State Proposition 39, passed in 2000, requires independent audits to ensure that bond funds have been expended only on specific projects, and that the audits are to be performed for the life of the bond.

The City Attorney also noted in the letter that the audit report by SDCCD's auditor, Caporicci and Larson, for the year ending 30 June 2006, did not disclose or address the alleged waste or misuse of the \$500,000 of public funds. Moreover, the SDCCD's Citizen Bond Oversight Committee did not address

*(Continued on page 6)*

## COURT RULES THE CITY OF SAN DIEGO IS THE RIGHTFUL PROPERTY OWNER OF THE BARRIO LOGAN "MERCADO" PROJECT

A Superior Court Judge made it absolutely clear that the City is the rightful owner of a Barrio Logan property and not the developer—The Mercado Alliance, LLP. The stalled development had become known as the "Mercado" project, which included a proposed supermarket.

"This a tremendous victory for the City of San Diego and the community of Barrio Logan, which has waited more than a decade for a project to revitalize the area," said City Attorney Michael Aguirre. "The Court's ruling allows us to go forward with new plans and new developers."

The Redevelopment Agency of the City of San Diego is moving forward with new bids for a new project on the property.

The Court also determined that Mercado Alliance is not entitled to damages against the City. The only claim remaining in the lawsuit is the City's claim against Mercado Alliance for breach of contract.

On May 2, 2006, the City's Redevelopment Agency exercised its power of termination to take back the title to the property after the developer repeatedly defaulted on its promise to construct the project that it agreed to build. The 6.8 acres of land is located between National Avenue and Main Street in Barrio Logan.

The Agency also filed a breach of contract claim for damages related to Mercado's breach by way of its failure to build the project set forth in the redevelopment contract of November 21, 2000.

On August 30, 2006, the Mercado Alliance filed a cross-complaint seeking a declaration that Mercado is the rightful property owner. Mercado also claimed breach of contract premised on an "interim agreement," which allegedly required the Redevelopment Agency to negotiate a new project.

On February 16, 2007, the Agency filed a motion for summary adjudication on all Mercado's claims except for Mercado's trespass claim. (A motion for summary adjudication asks the court to rule on claims without a jury based on a finding by the court that there are no disputed material facts for a jury to address.)

The Court granted the Redevelopment Agency's motion for summary adjudication in its entirety. The court held that the "interim agreement" was not authorized by the Agency Board and therefore was not an enforceable contract.

Mercado Alliance recently dismissed its Trespass claim, leaving the Redevelopment Agency's breach of contract claim as the sole remaining claim in the lawsuit.

June 1, 2007



The "Mercado Project" is located in Barrio Logan.

## SUSTAINABLE SAN DIEGO COMMUNITY FORUM

More than 100 citizens attended the City Attorney's "Sustainable San Diego" Community Forum, held on August 16 at City Hall. The discussion focused on how San Diego's local economy has spawned clean-tech industries in and around San Diego. Experts in such areas as transportation, finance, and waste management participated in the panel discussion that was moderated by the City Attorney. Panel participants included: Lisa Shaffer, Executive Director at UCSD Environment & Sustainability Initiative; Joshua Gelfand, Business Development Manager of a car sharing company; Robert Wilder, Founder and President of an alternative energy company; Judith Seid and Shane Johnston, Founders and Principals of a local responsible investment group; Anthony Arand, Founder of a renewable energy facilities company; Mike Wiggins, Chief Operating Officer of a green construction company; and Klaus Reichardt, Founder and President of a water saving toilet company.

To view the video of the Community Forum, visit [www.sandiegocityattorney.org](http://www.sandiegocityattorney.org), click Media Center, Videos.

## Sunroad, continued

In an August 13 letter to Mayor Jerry Sanders, City Attorney Aguirre requested that the Mayor "take action to curtail further interference by the Deputy Chief in this very critical process." Waring's proposal by telephone to City Council member Donna Frye countered orders from the Mayor and the City Attorney to Sunroad Enterprises to begin deconstruction of the building. On August 14, Waring severed his relationship with the City. Mr. Waring supervised the Development Services Department, which issued the building permit to Sunroad Enterprises.

Meanwhile, Sunroad has begun to tear down the top 20 feet of the building which the FAA declared to be a hazard to air navigation in April 2006. That process began when Sunroad faxed a letter on the evening of June 26, 2007 to the City, stating that the company will comply with the City's June 21, 2007 order to halt construction of the Centrum I building and reduce the height.

The City Attorney responded by sending a letter to Sunroad that the City will immediately complete an Abatement Order, but that it will not be served unless the City determines that Sunroad has not complied with their pledge to lower the building.

"If Sunroad fails to comply with the terms of the Order, the City will assess administrative penalties in the amount of \$2,500 per day until the building is reduced from 180 to the 160-foot level," said City Attorney Aguirre.

After faxing the compliance letter to the City, Sunroad officials held a late night news conference across the street from the Centrum I building in Kearny Mesa to announce they were complying with the City's Order.

Immediately following Sunroad's news conference, City Attorney Aguirre and Mayor Jerry Sanders met with the news media, at the same location, stating that they both believe the announcement by Sunroad was a positive development.

"We appreciate Sunroad's willingness to now comply with federal and state law and the Order," said Aguirre. "However, taxpayers will not be saddled with the costs to reduce the height of the building. That responsibility belongs to Sunroad Enterprises because they made the decision to defy the FAA, which had determined in April 2006 that a high-rise above 160-feet would be an air navigation hazard to pilots flying in and out of Montgomery Field Airport."

In the letter to Sunroad, the City Attorney also challenged

several claims made by Sunroad, including that it has no obligation to obey California Department of Transportation (Caltrans) orders because there are no regulations in place. The letter noted Caltrans filed a declaration last month with the San Diego Superior Court under penalty of perjury confirming that the Sunroad tower violates California Public Utilities Code Section 21659(a), and is an airport hazard.

According to Aguirre, from September 14, 2006 – May 8, 2007, Caltrans communicated with Sunroad eight (8) times by letter, leaving no doubt as to Sunroad's legal obligations to obtain a State permit or reduce the height of the building.

In addition, on October 27, 2006 the City issued a Stop Work Notice in connection with the construction of the building, citing both federal and state determinations that the high-rise posed a safety hazard to pilots and the public.

On December 15, 2006, the City of San Diego filed a lawsuit against Sunroad Enterprises to force the company to reduce the height of the building to 160 feet. Four days later, however, Sunroad officials met with the Mayor and on December 21, 2007, the Development Services Department issued a modified stop work order, allowing Sunroad to "weatherproof" the building, effectively allowing completion of the top floors of building.

On May 15, 2007, the City Attorney's Office released Interim Report #17, A Special Report to the City Council Regarding Sunroad Centrum 12 and Sunroad Residential Development.

To view documents associated with this matter, visit [www.sandiegocityattorney.org](http://www.sandiegocityattorney.org), click *Montgomery Field Airport Safety Issues*.

August 14, 2007



**City Attorney Michael Aguirre and Mayor Jerry Sanders speak with reporters, following Sunroad's late night news conference on June 26, 2007 in Kearny Mesa.**

## CITY ATTORNEY'S OFFICE MAKES BUDGET ADJUSTMENTS IN RESPONSE TO CITY COUNCIL VOTE TO CUT POSITIONS

The City Attorney's Office has made adjustments to the office in response to the majority vote of the San Diego City Council on June 11, 2007, to cut funding for 14 of 17 supplemental deputy city attorney positions, which had been on the City Attorney's payroll prior to City Attorney Michael Aguirre assuming office on December 6, 2004. Councilmembers Donna Frye and Tony Young opposed the cuts to the City Attorney's budget.

"Last year, the City Attorney's Office attempted to correct the budget practice of carrying supplemental positions, but the Mayor's Office instructed the City Attorney to wait until the Fiscal Year '08 budget," said City Attorney Aguirre. "After initially supporting the restoration of a majority of the supplemental positions, the Mayor's office changed course and recommended that the City Council retain funding for only three of the positions."

The three positions are in the Public Finance Unit and were created by City Council ordinance in October 2004, as a result of twin federal investigations into the City's flawed financial disclosure practices. The positions had also been carried as supplemental positions even though they had been created via City ordinance.

Through a combination of layoffs, resignations and reassignments, 6.5 positions have been eliminated from the Criminal Division and 4.0 positions from the Civil Division. These actions result in the reduction of 10.5 positions and the remaining 3.5 positions will occur through normal attrition in the Criminal Division.

The budgetary impacts also include the elimination in the Criminal Division of the Public Integrity Unit and that deputy city attorney has been reassigned. In addition, the Drug Abatement Response Team lost a deputy city attorney and two positions were eliminated from the Neighborhood Prosecution Unit.

On May 7, May 23, and June 6, 2007, City Attorney Aguirre presented his budget to the City Council's Budget & Finance Committee and discussed the importance of continuing to fund the supplemental positions, which existed prior to Aguirre be-

coming City Attorney. On May 23, 2007, Assistant City Attorney Chris Morris provided a list of the supplemental positions that would be impacted if budget cuts went forward; these included two neighborhood prosecutor positions, which serve the Fourth and Eighth Council Districts:

Councilmember Tony Young: "Let's talk about what the positions are."

Assistant City Attorney Chris Morris: "Right now we have a schedule that shows our budgeted strength and where the supplemental positions are...You have two in the Neighborhood Prosecution unit; those are for Districts 4 and District 8..."

On May 7, 2007, the Mayor's Office through Chief Financial Officer Jay Goldstone, in remarks to the Budget Committee acknowledged the existence of the supplemental positions and agreed to fund 12.29 of the 17 Deputy City Attorney positions.

Jay Goldstone: "In discussions with the Mayor and to be consistent, we could support adding 12.29 positions..."

On May 15, 2007, the City Attorney released Interim Report #17 Special Report to the City Council Regarding Sunroad Centrum 12 and Sunroad Residential Development. That same day the Mayor's Office contacted the City Attorney and told him that they could no longer support the City Attorney's budget needs.

The Civil Division of the City Attorney's Office defends the City in civil lawsuits and advises the City Council and City Departments on matters of law. The Criminal Division engages its public safety mission by prosecuting misdemeanor offenses that are committed in the City of San Diego and the City of Poway.

For more information on the Office of the City Attorney, visit [www.sandiegocityattorney.org](http://www.sandiegocityattorney.org), and click Annual Office Reports on the Homepage.

June 29, 2007

## Community College, continued

(Continued from page 4)

the alleged misuse or waste of the \$500,000.

"Those facts, together with the failure of this audit firm to address the alleged misuse of the \$500,000, brings into question whether sufficient internal and external controls have been established by the SDCCD to safeguard the \$1.5 billion in bond proceeds authorized by voters in two public bond measures in 2002 and 2006," said City Attorney Aguirre.

The City of San Diego previously used the Caporicci and Larson audit firm in connection with its 2002 and 2003 audits. The City, however, was required to retain a new accounting firm which discovered several hundred million dollars of errors in the financial statements previously audited by Caporicci and Larson firm.

July 17, 2007



## THREE LOCAL NIGHT CLUBS PROSECUTED FOR OVERCROWDING ORDERED BY COURT TO DONATE \$10,500 TO THE SAN DIEGO FIRE-RESCUE FOUNDATION

Three local night clubs that were prosecuted by the City Attorney's Office for overcrowding violations were ordered to donate a total of \$10,500 to the San Diego Fire-Rescue Foundation. The three clubs are the Gaslamp Tavern and Xavier's Bar and Grill, both located in the downtown Gaslamp Quarter, and Hennessey's Tavern located in Pacific Beach.

"In recent times, there have been tragic situations in over-crowded night clubs that have resulted in numerous deaths," said City Attorney Michael Aguirre. "We will not allow that to happen in San Diego."

Gaslamp Tavern, located at 868 Fifth Avenue, exceeded its occupancy beyond the California Fire Code Section limits on March 1, September 4, October 28 and December 31 of last year.

Xavier's Bar and Grill, located at 750 5<sup>th</sup> Avenue, exceeded its occupancy limits on September 9 and October 28 of last year.

Hennessey's Tavern, located at 4650 Mission Blvd, which was already on probation for previous charges of overcrowding, was overcrowded on March 17, 2007.

"We are proud of the successful efforts of the City Attorney's Office and the Fire Prevention Bureau in making San Diego a safer place for residents and visitors to the City," said Fire Chief Tracy Jarman. "The funds from the foundation will supplement the department's budget in providing equipment and other resources to assist firefighters and lifeguards in serving the public."

The cases were prosecuted by the City Attorney's Code Enforcement Unit in the Criminal Division as a result of a joint investigation by the City's Fire-Rescue Department, San Diego Police Department, and the California Department of Alcoholic Beverage Control.

The Fire Department's Night Club Detail Teams perform unscheduled inspections throughout the year," said Deputy Fire Chief Sam Oates. "We have had great cooperation by bars, clubs and restaurants in abiding by all ordinances designed to protect the public, resulting in no major incidents in decades."

Xavier's and Gaslamp Tavern each agreed to make a \$4,000 donation as restorative justice to the San Diego Fire Foundation and pay \$560 in investigative costs to the City of San Diego. Hennessey's also agreed to make a \$2,500 donation in addition to the previous fines already paid by the club. As part of the plea bargain agreements, the clubs must not allow any further overcrowding to occur on the premises. Subsequent overcrowding violations could result in additional fines and possible closure of the establishments.



**City Attorney makes check presentation to San Diego Fire Rescue Foundation's Executive Director Johnnie Perkins and Fire Chief Tracy Jarman.**

"On behalf of the City's firefighters, paramedics, EMT's and lifeguards, we accept this generous donation that will be used towards supporting needed equipment to save lives," said Johnnie Perkins, President & CEO of the San Diego Fire-Rescue Foundation. "We also appreciate the leadership of City Attorney Mike Aguirre and we welcome a continuing partnership with him to secure resources that can be used for firefighting and emergency medical services in our community."

The San Diego Fire-Rescue Foundation was formed 18-months ago in partnership with San Diego City Firefighters and the City Fire-Rescue Department, as a result of the devastating Cedar fire. Its mission is to provide resources that can be used towards the saving of lives and support the men and women who provide firefighting and emergency medical services to the San Diego community.

The City Attorney's Code Enforcement Unit was established in 1984 to address code violations and nuisance properties throughout San Diego. The Unit aggressively prosecutes cases referred from a variety of City Departments responsible for enforcing local and state codes. Restorative justice allows prosecutors to impose creative sentences that give back to the community.

*May 31, 2007*

### How community members get involved with problem-solving efforts:

- Call 91-1 if you witness a crime in progress;
- Call the San Diego Police Department to report a crime, (619) 531-2000;
- Attend local police and community problem-solving meetings;
- Provide information to neighborhood prosecutors; and

Contact the San Diego City Attorney's office at (619) 533-5500 and ask to speak to the neighborhood prosecutor assigned to your area –

**Regan Savalla**, Head Deputy, Neighborhood Prosecution Unit

**Kristin Beattie**, Mid-City Neighborhood Prosecutor

**Teresa Martin**, Northern Neighborhood Prosecutor

**Nicole Pedone**, Central Neighborhood Prosecutor

**Paige Hazard**, Western Neighborhood Prosecutor

## STOP THE CYCLE OF DOMESTIC VIOLENCE

### THERE IS HELP FOR VICTIMS OF DOMESTIC VIOLENCE

The City Attorney's Domestic Violence and Special Victims Unit is a founding partner of the San Diego Family Justice Center (FJC). Residing under one roof are both the domestic violence units of the City Attorney's Office and the San Diego Police Department, making the FJC the first comprehensive center providing services for families who are experiencing domestic violence.

More than twenty service agencies also reside at the FJC and provide assistance, from filing restraining orders to securing temporary shelter for victims and their families.

Founded in 2002, the FJC is located in downtown San Diego, 707 Broadway, Suite 200.

Victims can walk-in (Monday-Friday, 8 a.m. to 5 p.m.), call the toll-free hotline number 1-866-933-HOPE (4673), or visit [www.familyjusticecenter.org](http://www.familyjusticecenter.org).

If you have an emergency, call 9-1-1.

The City Attorney's Domestic Violence and Special Victims Unit prosecutes all domestic violence, stalking, elder abuse and child abuse misdemeanor cases within the City of San Diego.

## Got a Complaint?

There are four types of complaint and reporting forms on the City Attorney's Website under the Criminal Division section. You are encouraged to download and submit these forms to the San Diego City Attorney, Civic Center Plaza, 1200 Third Avenue, Suite 1600, San Diego, CA 92101. The forms include the following:

#### Code Enforcement Unit (English/Spanish)

<http://www.sandiego.gov/cityattorney/pdf/ceucomplaint.pdf>

#### Consumer and Environmental Protection Unit (English and Spanish versions):

English:

<http://www.sandiego.gov/cityattorney/pdf/conscomplainteng.pdf>

Spanish:

<http://www.sandiego.gov/cityattorney/pdf/conscomplaintspan.pdf>

#### Drug Abatement Response Team (English/Spanish)

<http://www.sandiego.gov/cityattorney/pdf/dartservform.pdf>

#### Neighborhood Prosecution Unit (English only)

<http://www.sandiego.gov/cityattorney/pdf/npucumplaint.pdf>



## In the Community...



*Picture courtesy of Action Sports International*

San Diego City Attorney Michael Aguirre is the only local elected official in San Diego who was inducted into the Rock 'n' Roll Marathon Hall of Fame.

He is one of 147 men and women who were honored on June 2, 2007 in recognition of the 10th Anniversary of the Rock 'n' Roll Marathon in San Diego.

City Attorney Michael Aguirre completed his 10th Rock 'n' Roll Marathon on June 3, 2007. His time was 5:26:40.



City Attorney Michael Aguirre, seen with KUSI TV news anchors Dan Plante and Bridget Naso, visits the KUSI Good Morning San Diego show every Wednesday morning at 7:15 a.m. Each week Aguirre provides an update on legal matters that face the City of San Diego and taxpayers.

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